

Remarks/Arguments:

This Amendment and Response is fully responsive to the non-final Office Action dated June 23, 2008.

Status of the Claims:

Claims 2, 6, and 22 are currently pending and stand rejected. By this present amendment, claim 2 is amended to more distinctly describe the claimed invention. Support for the amendment can found be throughout the specification and drawings as originally filed.

All amendments and cancellations presented herein are made solely to expedite prosecution of the application and without any admission as to the propriety of any rejections and objections set forth in the present Office Action. Applicants respectfully reserve the right to include claims of the same or different scope as previously written in one or more continuing applications.

Double Patenting:

Claims 2, 6, and 22 stand rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 1, 3-5, 7-9, and 12 of U.S. Patent No. 6,458,369 in view of WO 96/40173. *See* Office action, page 3. Solely to expedite prosecution, Applicant submits herewith a terminal disclaimer directed to U.S. Patent No. 6,458,369. Accordingly, Applicants respectfully request the rejection be withdrawn.

Conclusion:

Applicant respectfully submits that each rejection of the claims of the present application has been overcome and respectfully submits that each of claims 2, 6, and 22 is in condition for allowance. Reconsideration and allowance of each of these claims are respectfully requested. Should the Examiner wish to discuss any aspect of this application, Applicant's representatives suggest a telephonic interview to expedite allowance of the application.

Application No. 10/025,195
Attorney Docket No. 061266-5009-02
Amendment dated December 23, 2008
Response to Office action dated June 23, 2008

The Director is hereby authorized to charge any necessary fees or credit any overpayments in connection with this submission to Deposit Account No. **50-0310** (Billing No. 061266-5009-02).

Respectfully submitted,

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